

Amendments to the Specification:

Please replace paragraph [0010] with the following amended paragraph:

[0010] The present invention is further described in the detailed description which follows, with reference to the noted plurality of drawings by way of non-limiting examples of exemplary embodiments of the present invention, in which like reference numerals represent similar parts throughout the several views of the drawings, and wherein:

Fig. 1 is a block diagram illustrating a facsimile apparatus with a built-in IP telephone adaptor according to an embodiment of a data communication apparatus of the present invention;

Figs. 2A and 2B are timing charts ~~Fig. 2 is a timing chart~~ illustrating a data process at the facsimile apparatus of Fig. 1;

Fig. 3 is a sequence chart illustrating how capability information is exchanged between facsimile apparatuses according to the present invention (shown in Fig. 1);

Fig. 4 is a sequence chart illustrating how capability information is exchanged between a facsimile apparatus of the present invention (shown in Fig. 1) and a conventional apparatus;

Figs 5A and 5B are schematic diagrams ~~Fig. 5 is a schematic diagram~~ illustrating the jitter buffer of Fig. 1;

Figs. 6A and 6B are timing charts ~~Fig. 6 is a timing chart~~ illustrating a data process at a buffer full state, at the facsimile apparatus of Fig. 1; and

Figs. 7A and 7B are timing charts ~~Fig. 7 is a timing chart~~ illustrating a data process at a buffer empty state, at the facsimile apparatus of Fig. 1.